IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Applicant: Walker Serial No.: 09/939,239

Filed: August 24, 2001

Art Unit: 3763

Examiner: Desento

001/017 (1-3) USA

November 8, 2004 750 B STREET, Suite 3120 San Diego, CA 92101

NOTICE OF APPEAL

Commissioner of Patents and Trademarks Washington, DC 20231

Dear Sir:

The rejections in the Office Action dated October 20, 2004 are hereby appealed. The Commissioner is authorized to charge deposit account 501167 \$340 total for the Notice of Appeal and Appeal Brief fees.

Respectfully submitted,

John L. Rogitz

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JLR:jg

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